



## STATE OF MINNESOTA PUBLIC UTILITIES COMMISSION

May 8, 2015

Bill Smeaton, Project Manager  
Gamesa Energy USA, LLC  
3001 Broadway Street NE, Suite 695  
Minneapolis, MN 55413

Christina K. Brusven  
Fredrickson & Byron, P.A.  
200 South Sixth Street, Suite 400  
Minneapolis, MN 55401

**RE: Request for Permittee to Show Cause**  
PUC Docket: IP6688/WS-08-973

Dear Mr. Smeaton and Ms. Brusven,

The Minnesota Public Utilities Commission (Commission) issued EcoHarmony West Wind, LLC a Large Wind Energy Conversion System (LWECS) Site Permit on February 3, 2010. On April 22, 2013, the LWECS Site Permit was amended to allow an additional two years to commence construction and obtain a power purchase agreement (or other enforceable mechanism). This two year time period expired on April 22, 2015 and no request for a subsequent amendment or advisement on why these milestones were not met has been provided to the Commission pursuant to the permit conditions.

### **III.J.4. Power Purchase Agreement**

This permit does not authorize construction of the project until the permittee has obtained a power purchase agreement or some other enforceable mechanism for sale of the electricity to be generated by the project. In the event the permittee does not obtain a power purchase agreement or some other enforceable mechanism for sale of the electricity to be generated by the project within two years of the issuance of this permit amendment, the permittee must advise the Commission of the reason for not having such power purchase agreement or enforceable mechanism. In such event, the Commission may determine whether this permit should be amended or revoked. No amendment or revocation of this permit may be undertaken except in accordance with applicable statutes and rules, including Minnesota Statute 216F.05 and Minnesota Rule 7854.1300.

### **III.K.2. Failure to Commence Construction**

If the permittee has not completed the pre-construction surveys and studies required in paragraph III.D. and commenced construction of the project within two years of the issuance of this permit amendment, the permittee must advise the Commission of the

reason construction has not commenced. In such event, the Commission may determine whether this permit should be amended or revoked. No revocation of this permit may be undertaken except in accordance with applicable statutes and rules, including Minnesota Statute 216F.05 and Minnesota Rule 7854.1300.

Pursuant to Minn. Stat. § 216F.05, Minn. Stat. § 216E.14, and Minn. Rule 7854.1300 the Commission requires that EcoHarmony West Wind, LLC show cause **by June 8, 2015** why the Permittee has not failed to comply with a material condition or term of the permit.

If you have any questions regarding this information please contact Commission staff, Tricia DeBleekere at [tricia.debleeckere@state.mn.us](mailto:tricia.debleeckere@state.mn.us) or 651-201-2254.

Sincerely,

Daniel P. Wolf  
Executive Secretary